

ABSTRACT

Public Services- Allegation of corruption against Sri Seri Narsimhulu, Mandal Surveyor, Jagdevpur Mandal, Medak District –Trapped on 27-5-2008 by Anti Corruption Bureau - Sanction of Prosecution - Orders- Issued.

REVENUE (VIGILANCE.IV(2) DEPARTMENT

G.O.Ms.No. 448,

Dated:-23-03-2009.

ORDER:

Whereas, Sri Seri Narsimhulu, Mandal Surveyor, Jagdevpur Mandal of Medak District is working from 23-05-2005 to 27-05-2008 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act,1988 (Central Act 49 of 1988);

2. And whereas, Sri Pandu Maisaiah, S/o Yadaiah, aged about 40 years, Occupation: Agriculture Labourer, is a Resident of Alirajpet Village of Jagadevpur Mandal, Medak District. The grandfathers of Sri Maisaiah by name Panduga Narsaiah and Panduga Mallaiah had 6 acres and 20 guntas of land in Sy.No.107 in their village. Long ago his grand fathers sold away 3 acres 10 guntas of land to one Sri Yenugala Rajireddy, who is a resident of his native village. His senior grand father Narsaiah had a son namely Somaiah and his grandfather Mallaiah had three sons namely 1) Sri Narsaiah, 2) Sri Yadaiah and 3) Sri Kistaiah. Out of 3 acres 10 guntas of land 1 acre 25 guntas was given to Somaiah as his share, and 0.22 guntas land was given each to Narsaiah, Yadaiah and Kistaiah and they were issued Pattadar Pass books and Pahanies respectively. During 1st week of July 2007, one Sri Kistareddy s/o Sri

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Rajireddy, Anjireddy and others ploughed Ac.6.20 guntas the land in Sy.No.107 except 1 acre. Immediately, Sri P.Narsaiah and his younger paternal uncle Sri Somaiah rushed to Sri Anjireddy and asked about his act of ploughing their lands also for which Sri Anjireddy told them to measure the disputed land with surveyor and take back the same. On 16-7-2007 Sri P.Maisaih and Sri Somaiah went to SBH Gajwel and deposited an amount of Rs.350/- obtained a Challan in the name of Mandal Revenue Officer, Jagdavepur. Then his younger paternal uncle Sri Somaiah filed a petition by enclosing Challan to Tahsildar Jagadevpur for measurement and got acknowledgement. Many times he and his younger paternal uncle Sri Somaiah visited Tahsildars Office and enquired with Deputy Tahsildar about the petition filed by Sri Somaiah for which the Deputy Tahsildar informed that the petition was forwarded to Mandal Surveyor Sri Seri Narsimhulu, and suggested them to approach the Mandal Surveyor. Accordingly, they approached the Mandal Surveyor Sri Seri Narsimhulu, and enquired about their application, who in turn informed that he has not received their application and the Deputy Tahsildar who informed to apply with fresh application and the Deputy Tahsildar forwarded the same to Mandal Surveyor and directed him to demarcate their land. But the Mandal Surveyor Sri Seri Narsimhulu postponed the matter on one pretext or the other. Due to ill health and old age, his paternal uncle Sri Somaiah entrusted the above work to Sri Maisaiah. Many times he approached Sri Seri Narsimhulu, Mandal Surveyor, and requested for their work. On 10-05-2008 the Mandal Surveyor visited their land and demarcated by conducting panchanamma. When requested for a copy of Panchanamma, the Surveyor, informed them to come to the Office of Tahsildar Office on Monday i.e., on 12-05-2008 . Next day Sri Maisaiah approached the Mandal Surveyor Sri Seri

Narsimhulu at Tahisldar's Office and requested for Copy of Panchanamma, but he informed that he was busy and asked him to come later. Again on 24-05-2008 at about 10.00 AM. When Sri Maisaiah approached Mandal Surveyor Sri Narsimhulu in Tahsildar's Office and requested him to give the copy of panchanamma, he emphatically told him that he would give the copy of panchanamma only on payment of Rs.3,300/- (Rupees Three Thousand Three hundred only) as bribe but not otherwise. When Sri Maisaiah expressed his inability to pay such huge amount and requested to reconsider his demand, the Mandal Surveyor Sri Seri Narsimhulu reduced his demand to Rs.2,300/- and firmly told that only on payment of Rs.2,300/- as bribe, he will give the copy of Panchanamma, but not otherwise and asked him to come on 27-05-2008 to his office, and pay the same. As there was no other go, Sri Maisaiah agreed to pay the same in consultation with Sri Somaiah. On the same day he approached Sri Somaiah and informed about the demand of bribe made by Sri Seri Narsimhulu, Mandal Surveyor, On that his younger paternal uncle Sri Somaiah advised not to pay the bribe to Sri Narsimhulu and approach the Anti Corruption Officials and lodge a complaint against Sri Seri Narsimhulu, Mandal Surveyor to take necessary action;

3. And Whereas, on 24-05-2008 Sri P.Maisaiah attended the Office of the Inspector, Anti Corruption Bureau, Medak and gave a complaint against Sri Seri Narsimhulu, Mandal Surveyor, after due verification the complaint of Sri P.Maisaiah was registered as a case in Cr.No.10/AB-NZB/2008 under section 7 of the Prevenetion of Corruption Act, 1988 by the Deputy Superintendent of Police, Anti Corruption Bureau, Nizamabad on 27-05-2008 at 6.00 AM and proposed to lay a trap against Sri Seri Narsimhulu, Mandal Surveyor, Jagadevpur Mandal, Medak District;

4. And whereas, Sri Seri Narsimhulu, Mandal Surveyor, Jagadevput Mandal, Medak District demanded and accepted the bribe of Rs.2300/- from Sri Panduga Maisaiah s/o Yadiah aged about 40 years, Occ: Agriculture Coolie resident of Alirajpet village of Jagadevput Mandal, Medak District as an illegal gratification other than legal remuneration and was trapped by the Deputy Superintendent of Police, Anti Corruption Bureau, Nizamabad Range on 27-5-2008 in the agricultural fields of Sy.No.106 situated in the outskirts of Timmapur Village. Both the hand fingers of Sri Seri Narsimhulu, Mandal Surveyor, Jagdevpur Mandal proved positive result when subjected to Sodium Carbonate test. The tainted amount of Rs.2300/- was recovered from Sri Seri Narsimhulu, from his wearing shirt left side pocket. The inner flap of the shirt pocket of Sri Seri Narsimhulu when subjected to sodium carbonate solution test gave a positive result. The official favour i.e., file containing panchanamma conducted by demarcating the lands of Somaiah and others along with enclosures were seized from the official table of Deputy Tahsildar at the Office of Tahsildar, Jagadevput along with other records in the presence of Mediators;

5. And whereas, the said acts of Sri Seri Narsimhulu, Mandal Surveyor, Jagdevpur Mandal, Medak District constitute offences punishable under section 7 and section 13 (2) readwith section 13(1)(d) of the Prevention of Corruption Act,1988 (Central Act 49 of 1988);

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri Seri Narsimhulu, Mandal Surveyor, Jagdevpur Mandal, Medak District from Government service, after fully and carefully examining the material placed before them in respect of the above said allegations and having regard to the facts and circumstances

of the case consider that the said Sri Seri Narsimhulu, Mandal Surveyor should be prosecuted in a court of law for the aforesaid offences;

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Seri Narsimhulu, Mandal Surveyor, Jagdevpur Mandal of Medak District for the aforesaid offences punishable under section 7 and section 13 (2) read with section 13 (1) (d) of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.SAMUEL,
PRINCIPAL SECRETARY TO GOVERNMENT

To,
The Director, Anti Corruption Bureau,
Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER